

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOSH STONE,

Plaintiff,

-against-

ARIANA GRANDE, THOMAS LEE BROWN,  
TAYLOR MONET PARKS, KIMBERLY ANNE  
KRYSIUK, VICTORIA MONET MCCANTS,  
CHARLES MICHAEL ANDERSON, MICHAEL  
DAVID FOSTER, NJOMZA VITIA, BMG  
RIGHTS MANAGEMENT US LLC, WARNER-  
TAMERLANE PUBLISHING CORP., KOBALT  
SONGS MUSIC PUBLISHING, THE ROYALTY  
NETWORK INC., UNIVERSAL MUSIC  
CORPORATION, CONCORD MUSIC GROUP,  
INC.,

Defendants.

Civil Action No. 20-CV-441-NRB

**ORAL ARGUMENT REQUESTED**

**NOTICE OF MOTION  
TO DISMISS PLAINTIFF'S  
FIRST AMENDED COMPLAINT**

**PLEASE TAKE NOTICE**, that upon the annexed Declaration of Ilene S. Farkas, Esq. dated September 29, 2020, and exhibits annexed thereto, and the accompanying Memorandum of Law, Defendants Ariana Grande-Butera, p/k/a Ariana Grande, Thomas Lee Brown, Taylor Monet Parks, Kimberly Anne Krysiuk, Victoria Monet McCants, Charles Michael Anderson, Michael David Foster, Njomza Vitia, BMG Rights Management US LLC, Warner-Tamerlane Publishing Corp., Kobalt Songs Music Publishing, The Royalty Network Inc., Universal Music Corp. (improperly sued as "Universal Music Corporation") and Concord Music Group ("Defendants"), shall move this Court, before the Honorable Naomi Reice Buchwald at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl St., New York, NY 10007, Courtroom 21A, on a date and time to be directed by the Court, for an Order dismissing in its entirety with prejudice the First Amended Complaint of Plaintiff Josh Stone for failure to state a

claim for relief under Rules 8(a) and 12(b)(6) of the Federal Rules of Civil Procedure. The reasons and grounds for Defendants' motion are more fully set forth in the accompanying Memorandum of Law in support of this motion.

Dated: New York, New York  
September 29, 2020

PRYOR CASHMAN LLP

By: /s Ilene S. Farkas

Ilene S. Farkas  
ifarkas@pryorcashman.com  
Frank Scibilia  
fscibilia@pryorcashman.com  
Matthew S. Barkan  
mbarkan@pryorcashman.com  
7 Times Square  
New York, New York 10036  
Tel: (212) 421-4100

*Attorneys for Defendants*

TO: Tamir Rice, Esq.  
STUDIN YOUNG PC  
350 Motor Parkway, Suite 404  
Hauppauge, NY 11788  
Tel: (631) 414-7500  
[tyoung@studinyounglaw.com](mailto:tyoung@studinyounglaw.com)

*Attorneys for Plaintiff*